

GEORGIA DEPARTMENT OF MOTOR VEHICLE SAFETY

MAXIMUM RATE TARIFF NO. 1

INTRASTATE RATES AND CHARGES

Applying to the towing and storage of vehicles improperly parked or trespassing on private property and removed at the request of the property owner or authorized agent, without the prior consent of the vehicle's owner or operator.

**As described in
DMVS Transportation Rule 11-1
And
O.C.G.A 44-1-13**

Between

POINTS IN GEORGIA

MAXIMUM RATE TARIFF NO. 1

ISSUED: January 8, 2004

EFFECTIVE: January 15, 2004

ISSUED BY:

**GEORGIA DEPARTMENT OF MOTOR VEHICLE SAFETY
2206 East View Parkway
P.O. Box 80447
Conyers, Georgia 30013**

DEPARTMENT OF MOTOR VEHICLE SAFETY
DMVS NON-CONSENSUAL TOWING NO.1

SECTION 1

RULES & REGULATIONS GOVERNING THIS TARIFF

The rates prescribed in this tariff apply to all towing and storage firms located within the State of Georgia for the removal and storage of vehicles improperly parked or trespassing on private property. (Exception: Towing and storage firms who have been issued a permit by a local municipality and operate within its boundaries).

ITEM 10

APPLICATION OF TARIFF

The rates and charges for the towing and storage of trespassing vehicles are subject to the rules and regulations contained in this tariff and the DMVS Transportation Rules and Regulations. Specifically, Section 1 rules; Section 2 rates; and Section 3 terms and definitions used in this tariff.

ITEM 20

GOVERNING PUBLICATIONS

This tariff is governed by the Department of Motor Vehicles Safety Rules and Regulations adopted July 1, 2001, and amendments and reissues thereof.

ITEM 30

REVISION OR CANCELLATION OF TARIFF PROVISIONS

Revision or cancellation of tariff provisions will be made by the issuance of Supplements to the original tariff numbered consecutively starting with Supplement No. 1. When an Item is brought forward in a Supplement and revised, the Item will have the next consecutive letter suffix added to it and will cancel the previous Item of the same number. For example, Item 3-A will cancel Item 3; Item 3-B will cancel Item 3-A.

DEPARTMENT OF MOTOR VEHICLE SAFETY
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SECTION 1

RULES & REGULATIONS GOVERNING THIS TARIFF

ITEM 40**DISCOUNTS FROM MAXIMUM RATES OR CHARGES**

The rates and charges prescribed herein are maximum rates. Carriers may not exceed the maximum rate or charge applicable for any individual component set forth herein. Carriers may negotiate lower rates at their discretion.

ITEM 50**METHOD OF PAYMENT**

Payment may be payable by cash, commonly recognized traveler's checks, money orders, certified checks or cashier's checks. Carriers equipped to accept debit cards and major credit cards may do so at no additional charge.

ITEM 60**POSTED NOTICE**

The rates and charges prescribed in this tariff may only be assessed if the private property on which the trespassing vehicle is located has a posted notice(s) stating unauthorized vehicles will be towed. Such notices must conform to the sign specifications outlined in DMVS Transportation Rule 11-5.

Private property containing not more than four (4) residential units are not required to posted such notices.

ITEM 70**IMPOUNDMENT RECORDS AND CONTRACTS**

In lieu of the contract with the private property owner or agent required in DMVS Transportation Rule 11-10(6), carriers removing trespassing vehicles from residential properties containing not more than four (4) residential units may obtain signed authorization from the property owner or agent. Such authorization must be maintained by the wrecker service and provided to DMVS staff upon request.

ITEM 80 Reserved

ITEM 90 Reserved

DEPARTMENT OF MOTOR VEHICLE SAFETY
DMVS NON-CONSENSUAL TOWING NO.1

SECTION 2

MAXIMUM RATES AND CHARGES

ITEM 100**TOWING RATES AND CHARGES**

Removal fee for vehicles with a gross vehicle weight rating of 10,000 pounds or less.	Not to exceed \$ 125.00
Removal fee for vehicles with a gross vehicle weight rating of 10,001 pounds to 20,000.	Not to exceed \$ 195.00
Removal fee for vehicles with a gross vehicle weight rating of 20,001 pounds or greater. Per unit charge.	Not to exceed \$ 325.00
Removal fee for vehicles with a gross vehicle weight rating of 20,001 pounds or greater - Combination unit.	Not to exceed \$ 650.00

ITEM 110**STORAGE RATES AND CHARGES**

Storage for the first 24 hours, beginning at the time the vehicle is removed from the property.	No charge
Storage for any day or days the impoundment facility is closed and the vehicle's owner is unable to claim the vehicle.	No charge
Storage fee for vehicles with a gross vehicle weight rating of 10,000 pounds or less.	Not to exceed \$ 15.00 daily
Storage fee for vehicles with a gross vehicle weight rating of 10,001 pounds to 20,000.	Not to exceed \$ 20.00 daily
Storage fee for vehicles with a gross vehicle weight rating of 20,001 pounds or greater. Per unit charge.	Not to exceed \$ 25.00 daily
Storage fee for vehicles with a gross vehicle weight rating of 20,001 pounds or greater - Combination unit.	Not to exceed \$ 50.00 daily

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SECTION 2

MAXIMUM RATES AND CHARGES

**▲ ITEM 120A
CANCELS
ITEM 120****OTHER RATES AND CHARGES****Operator Fee**

If vehicle has been hooked with hoisting apparatus or loaded by the wrecker service and the vehicle has not left the premises and the owner or operator produces ignition key and removes vehicle immediately.

Operator Fee for vehicles with a GVWR of 19,999 or less. Not to exceed \$ 50.00

Operator Fee for vehicles with a GVWR of 20,000 or more. Not to exceed \$100.00

Notification Fee

Notification fee may be charged after the first 72 hours. Not to exceed \$ 40.00
After 30 days, the process outlined in O.C.G.A. Title 40,
Chapter 11 pertaining to abandoned motor vehicles applies.

After Hours Fee

After hours fee may be charged if the vehicle's owner Not to exceed \$ 25.00
wishes to claim an impounded vehicle after the carrier's
posted business hours.

ITEM 130 Reserved

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DEPARTMENT OF MOTOR VEHICLE SAFETY
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SECTION 3

TERMS AND DEFINITIONS

ITEM 150

DEFINITIONS

ABANDONED MOTOR VEHICLE means a vehicle deemed abandoned as defined in O.C.G.A. § 40-11-1.

CARRIER means a wrecker service engaged in the towing of trespassing vehicles on private property without prior consent or authorization of the owner or operator of the vehicle and having a secure impoundment facility.

DEPARTMENT means the Georgia Department of Motor Vehicle Safety.

GROSS VEHICLE WEIGHT RATING (GVWR) means the value specified by the manufacturer as the loaded weight of a single vehicle.

IMPOUND means the point in which a trespassing vehicle has been removed from the property and retained for payment of fees.

NONCONSENSUAL TOWING means towing without prior consent or authorization of the owner or operator of the motor vehicle being towed.

OPERTOR FEE means a fee assessed if vehicle has been hooked with hoisting apparatus or loaded by the wrecker service and the vehicle has not left the premises and the owner or operator produces ignition key and removes vehicle immediately.

POST ED BUSINESS HOURS means the hours in which the carrier is open to the public and are posted on carrier's business signs.

PROPERTY means private property.

SECURE IMPOUNDMENT FACILITY means a facility owned or leased by a towing company for the purposes of providing secure storage of towed vehicles. Secure impoundment facility must meet the requirements outlined in DMVS Transportation Rule 11-8.

STORAGE means the housing of a towed vehicle in a secure impoundment facility.

TRESPASSING VEHICLE means a vehicle illegally or improperly parked on private property.

UNIT means either a tractor or trailer with a GVWR greater than 20,000.

WRECKER means an automotive vehicle with hoisting apparatus and equipment for towing vehicles. The term "wrecker" also includes any vehicle otherwise equipped and used for the purposes of towing vehicles.
